

REMARKS

Status of the claims:

With the above amendments, claim 51 has been added, claims 4 and 18 have been canceled, claims 1, 2, 3, 15-17, 21, and 50 have been amended and claims 19-49 have been withdrawn from a prior restriction requirement. Thus, claims 1-3, 5-17 and 19-51 are pending with claims 1-3, 5-17 and 50-51 ready for further action on the merits. No new matter has been added by way of the above amendments. Claim 1 has been amended by the incorporation of the subject matter of claim 4. Claim 17 has been amended by the incorporation of the subject matter of claim 18. Claims 15-17 have been amended to correct dependencies and claim 50 has been amended by the incorporation of the subject matter of claim 19. Claims 2 and 3 have been amended to place them in the correct form for US Patent and Trademark Office procedure. Claim 51 has support from original claim 2. Reconsideration is respectfully requested in light of the following remarks.

Abstract of the Disclosure

Applicant has amended the Abstract of the Disclosure in order to place it in compliance with the United States Patent

and Trademark Office practice. Attached to the back of this response, please find a rewritten Abstract of the Disclosure.

Claim Objections

Claim 50 has been objected to as being dependent on two different claims. Applicant has amended claim 50 to incorporate the elements of claim 19. Applicant believes that with this amendment that the objection has been obviated. Withdrawal of the rejection is warranted and respectfully requested.

Rejections under 35 USC §102

Claims 1-3, 6, 9, and 17 are rejected under 35 USC §102(b) as being anticipated by Witkin '883 (US Patent No. 5,035,883).

Applicant traverses.

Applicant has incorporated the subject matter of claim 4 into claim 1 and the subject matter of claim 18 into claim 17. Applicant believes that with these amendments that the rejections have been obviated as the Examiner has not rejected either claim 4 or claim 18. In particular, Witkin '883 fails to disclose the steps in the process of guiding the substance to said area, treating the affected cells by the substance, and guiding the used substance away from the treated area. Thus, Witkin '883 fails to disclose all of the elements of the

instantly claimed invention. Withdrawal of the rejection is warranted and respectfully requested.

With the above remarks and amendments, Applicant believes that the claims, as they now stand, define patentable subject matter such that passage of the instant invention to allowance is warranted. A Notice to that effect is earnestly solicited.


If any questions remain regarding the above matters, please contact Applicant's representative, T. Benjamin Schroeder (Reg. No. 50,990), in the Washington metropolitan area at the phone number listed below.

Pursuant to the provisions of 37 C.F.R. §§ 1.17 and 1.136(a), Applicants respectfully petition for one (1) month extension of time for filing a response in connection with the present application. The required fee of \$55.00 is attached hereto.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

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Attachment: Abstract of the Disclosure